Single Bench

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

W.P. No. 4511 of 2004

PETITIONER **Smt. Geeta Nayak**, D/o. Shri Kashi Nayak, aged about 30 years, Occupation – Staff Nurse, Samudayik Swastha Kendra Gharghodia, District – Raigarh (C.G.)

D.R. No. 4515/04
Presented by Shri Vinod Pathak
dated 20/7/04

VERSUS

RESPONDENTS 1) State of Chhattisgarh,
Through Secretary,
Health & Family Welfare Department,
D.K.S.Bhawan, Raipur

2) Director, Health Services,
District – Raipur (C.G.)

3) Chief Medical and Health Officer
Raigarh (C.G.)

Certified copy
20/11/04

19/11/04

WRIT PETITION UNDER ARTICLE 226 AND 227 OF CONSTITUTION OF INDIA

(7)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 451 /2004 **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

24.1.2005

Smt. Hamida Siddique, counsel for the petitioner.

Shri Sandeep Dubey, Panel Lawyer for the State.

Heard.

By this writ petition, filed under Article 226/227 of the Constitution of India, the petitioner has challenged the impugned order dated 8.10.2004(Annexure P-1) passed by the Chief Medical & Health Officer, Raigarh, respondent No.3 whereby the petitioner has been transferred from Gharghoda to Vijaynagar.

The case of the petitioner is that she is working as Staff Nurse at Community Health Centre, Gharghoda since 1995. Vide Annexure P-1, she has been transferred from Community Health Centre, Gharghoda to Vijaynagar(Dhanjagarh) which is admittedly an inter-district transfer.

Learned counsel for the petitioner submits that the petitioner is having the responsibility of her old mother and she is not in a position to leave her present place of posting. She also submits that at her present place of posting there is shortage of staff members, therefore, the transfer of the petitioner should be quashed.

During the course of arguments, learned counsel for the petitioner submits that she should be allowed to make a representation

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

before the respondents No. 2 and 3 and they may be directed to decide her case sympathetically.

This limited prayer of learned counsel for the petitioner is not opposed by the State counsel.

The prayer is allowed.

It is directed that the petitioner may make a representation before the respondents No.2 and 3, raising all her grievances within a period of 15 days from today along with the copy of this order and if such a representation is made, the authorities concerned shall decide the same within a period of one month from the date of its filing.

With the aforesaid direction, the petition stands finally disposed of.

Certified copy as per rules.

Sd/-
Sunil Kumar Sinha
Judge

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